

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

BYRON SMITH, Individually and as *
Personal Representative of the Estate of *
India N. Smith, *et al.* *
*
v. * Civil Case No. CCB-12-1746
*
ST. JUDE MEDICAL CARDIAC RHYTHM *
MANAGEMENT DIVISION, *et al.* *

ORDER

For the reasons stated in the accompanying memorandum, it is, this 13th day of March, 2013, ORDERED that:

- (1) defendant St. Jude's Motion to Dismiss [ECF No. 14] is **Granted**;
- (2) defendant Lifewatch's Motion to Dismiss [ECF No. 22] is **Denied without prejudice**;
- (3) plaintiffs may have 21 days to amend their complaint to reflect compliance with the MHC MCA; and
- (4) following the amendment, the case will be stayed.

/s/
Catherine C. Blake
United States District Judge